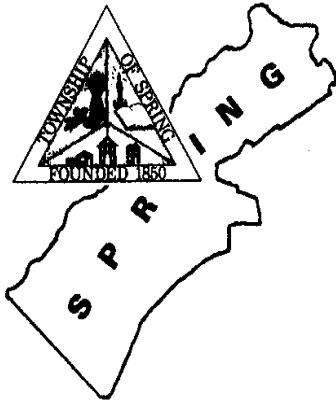


BOARD OF SUPERVISORS



TOWNSHIP OF SPRING

BERKS COUNTY, PA
2800 SHILLINGTON RD.
READING, PA 19608
Tel. (610) 678-5393
Fax. (610) 678-4571
Website: springtwpberks.org

MEETING MINUTES JANUARY 12, 2009

OPENING OF MEETING: The regularly scheduled bi-monthly meeting of the Board of Supervisors was called to order by Chairman Kreider, at 7:30 p.m., in the Meeting Room of the Municipal Building, located at 2800 Shillington Road, Cornwall Terrace, Berks County, Pennsylvania.

The meeting opened with the Pledge to the Flag.

Upon roll call, Supervisors Dallas, Kreider, Smith and Vaughan were present. Mr. Collins did not attend. Also present were: James Lillis, Esquire; Leon Mazurie, Chief Ross, Fire Commissioner Schach, James Moll, Sheryl Rowan, Clyde Arbegast, Greg Ganikon, Susan Quigley (stenographer), and Derick Hix of the Reading Eagle.

OPEN TO THE FLOOR: There were no questions or comments from the floor.

MINUTES: A motion was made by Ms. Smith, second by Mr. Dallas, approving the Meeting Minutes of December 22, 2008. Upon roll call, all Supervisors present voted affirmatively.

TOWNSHIP MANAGER:

Business Office:

Bills for Approval: A motion was made by Mr. Vaughan, second by Ms. Smith, approving payment of bills, from the following Township accounts, as presented by the Township Treasurer:

General Fund - \$473,514.89
Fire Hydrant Tax Fund - \$1,062.60
Refuse Tax Fund - \$116,537.14
Sewer District #2 Fund - \$6,970.61
Sewer District #3 Fund - \$381,459.08
Fire Protection Fund - \$22,575.25
Capital Fund Account - \$54,227.67

Upon roll call, all Supervisors present voted affirmatively.

Financial Reports: The Supervisors received copies of the current financial report for review.

Omega Systems Service Agreement: As recommended by the Township Manager, a motion was made by Mr. Vaughan, second by Mr. Dallas, authorizing the appropriate officer to execute a two-year professional services agreement with Omega Systems. Upon roll call, all Supervisors present voted affirmatively. The number of hours in the quarterly service contract changed from 75 hours to 85 hours. The hourly rate has increased from \$85.00 to \$90.00.

DCED LUPTAP Grant – Resolution #2009-08: As recommended by the Township Manager, a motion was made by Mr. Vaughan, second by Mr. Dallas, adopting Resolution #2009-08 to make application for a DCED LUPTAP grant for the Penn Avenue revitalization study. Upon roll call, all Supervisors present voted affirmatively.

Authorization to Advertise Pension Plan Amendment and Restatement Ordinances for Police, Non-Uniformed and Career Firefighters: A motion was made by Ms. Smith, second by Mr. Dallas, authorizing the advertisement of Pension Plan Amendment and Restatement Ordinances for police, non-uniformed and career firefighters. Upon roll call, all Supervisors present voted affirmatively with the exception of Mr. Vaughan, who abstained.

Auditors Agreement – Reinsel Kuntz Leshner: As recommended by the Township Manager, a motion was made by Mr. Dallas, second by Ms. Smith, authorizing the appropriate officer to execute the Auditors Agreement with Reinsel Kuntz Leshner. Upon roll call, all Supervisors present voted affirmatively. The fee has decreased from \$30,330.00 in 2008 to \$26,000.00 in 2009, due to the employment of the Township Director of Financial Services.

Satisfactory Completion of Probationary Period – John Groller: As recommended by the Township Manager, a motion was made by Ms. Smith, second by Mr. Dallas, approving permanent employment status for John Groller, Director of Financial Services, effective December 30, 2008. Upon roll call, all Supervisors present voted affirmatively.

PUBLIC WORKS:

Engineering/Planning Department:

David Greth Subdivision – Waiver of Lot Depth to Width Ratio: As recommended by the Planning Commission, a motion was made by Ms. Smith, second by Mr. Kreider, granting the requested waiver of lot depth to width ratio (**Section 1005(C)**) of the Subdivision Ordinance, for the David Greth Subdivision. Upon roll call, all Supervisors present voted affirmatively.

Extensions of Time –

Spring Ridge West, Lot #5 and Reading Hospital Land Development Plan (former Tulpehocken Ltd. Tract): As recommended by the Planning Commission, a motion was made by Mr. Dallas, second by Ms. Smith, approving time extensions as follows: Spring Ridge West, Lot #5 through May 7, 2009; and Reading Hospital Land Development Plan through July 7, 2009. Upon roll call, all Supervisors present voted affirmatively.

Road Services Department/WWTP/Infrastructure Committee:

Payment Requests:

As recommended by the Infrastructure Committee, a motion was made by Mr. Dallas, second by Ms. Smith, approving the following payment requests:

1. WWTP Garage Canopy Addition, Payment Request #3, to Triple H Construction in the amount of \$18,627.95.
2. 0.8 MGD WWTP Upgrade, Payment Request #3, to A.N. Lynch Co., in the amount of \$33,714.45.
3. 0.8 MGD WWTP Upgrade, Payment Request #3, to LB Industries, Inc., in the amount of \$285,817.50.

Upon roll call, all Supervisors present voted affirmatively.

Authorization for Systems Design Engineering to Proceed with Design of 1.0 MGD Wastewater Treatment Plant Expansion: A motion was made by Mr. Dallas, second by Ms. Smith, authorizing SDE to proceed with the design phase for the 1.0 MGD Wastewater Treatment Plant expansion. Upon roll call, all Supervisors present voted affirmatively. Mr. Vaughan emphasized this does not mean the Township intends to move forward with the project at this time. However, the design will be in place for the purpose of applying for an H2O grant.

Section 308 of the Clean Water Act - Response from Gannett Fleming to USEPA: As authorized by the Board of Supervisors, the response letter from Gannett Fleming has been completed and forwarded to the EPA. Pursuant to the compliance response to the Section 308 letter, Question #15 requested the Township to provide the following within 180 days: (a) Spring's policy for roof leader connections to the collection system; (b) survey of all domestic and commercial edifices to identify those with roof leader connections to the sewer collection system; and (c) time frame, if any, for the disconnection of roof leaders from the collection system. The Township indicated to the EPA that smoke testing will be performed to identify any illegal roof leader connections, domestic and commercial, as quickly as possible. There are 782 residences to be inspected in Sewer District #2 (former Borough of West Lawn and 91 or 92 homes in West Wyomissing). This is an unfunded mandate from the EPA to remove stormwater from the Joint Municipal Authority of Wyomissing Valley system.

Smoke Testing: As recommended by Mr. Vaughan, a motion was made by Ms. Smith, second by Mr. Kreider, that the Township, through Gannett Fleming, perform lateral sewer smoke testing, and authorize them to provide coordinates on the status of all clean out and vent traps (exterior of the house) and, also, have them complete elevations of all sewer manholes, compile data and report to the Township. Funding for this project will be paid out of Sewer District #2. Upon roll call, all Supervisors present voted affirmatively.

Questionnaire: A motion was made by Mr. Vaughan, second by Mr. Dallas, authorizing the Infrastructure Committee and consulting engineers to prepare an informational questionnaire to all Township residents, connected to the sanitary sewer system, for the purpose of educating residents regarding elimination of sump pumps and other illegal hook-ups. This information will be provided to the Supervisors for review. Upon roll call, all Supervisors present voted affirmatively.

**PUBLIC HEARING
SIGN PROVISIONS ORDINANCE AMENDMENT
7:45 P.M.**

Solicitor Lillis opened the proceedings and explained that the Ordinance amendment refers to signs and, more specifically, on-premises signs. Thereafter, he identified exhibits to be entered into the record. Mr. Moll highlighted the revisions (as listed below), the majority of which address on-premises electronic changeable copy signs. There were other minor changes throughout the Ordinance.

- a. Electronic signs would be permitted by right within all non-residential zoning districts.
- b. Electronic signs would be permitted by special exception for certain uses within residential districts.
- c. No separation distance between electronic signs is proposed; however, they must be set back 35 feet from a residential property.
- d. Only one electronic sign would be permitted per lot.
- e. The image (picture or text) on an electronic sign must be static (no scrolling or motion of any type) and must remain for a minimum of one minute.
- f. The text on an electronic sign is limited to 10 words.
- g. The brightness of electronic signs would be regulated.

Open to the Floor for Public Comment: No comments were heard from the floor.

A motion was made by Mr. Dallas, second by Mr. Vaughan, to close the proceedings at 8:00 p.m. Upon roll call, all Supervisors present voted affirmatively.

Testimony and evidence were entered into the stenographic records. A copy of the transcript will be

incorporated, by reference, into these Minutes when completed, and available for inspection in the Engineering and Planning Services Department of the Township of Spring Municipal Building.

Ordinance #366: As recommended by the Planning Commission, a motion was made by Mr. Dallas, second by Mr. Vaughan, approving the Sign Ordinance, as revised. Upon roll call, all Supervisors present voted affirmatively.

The public meeting of the Board of Supervisors resumed at 8:00 p.m.

PUBLIC SAFETY:

Police Department:

Resignation Letter Acceptance: A motion was made by Mr. Vaughan, second by Ms. Smith, accepting the resignation of Officer Barry Keller, effective December 7, 2008. Upon roll call, all Supervisors present voted affirmatively.

SOLICITOR:

Oath of Office - Fire Commissioner/Fire Marshal: Fire Commissioner/Fire Marshall Schach was sworn in by Solicitor Lillis.

Authorization for Extension of 420 Chapel Hill Road Letter: In a letter to the owners of 420 Chapel Hill Road, the Township offered the option of reducing the subject barn by approximately 15 feet from the right-of-way as opposed to demolishing the entire barn. Due to other options being considered, and as recommended by the Solicitor, a motion was made by Ms. Smith, second by Mr. Kreider, extending the date within which the owners of 420 Chapel Hill Road must respond to the offer in the letter, through February 4, 2009 at 4:00 p.m. All other terms of the letter remain the same. Discussion with Mr. Arbegast followed regarding possible expansion of the garage at 420 Chapel Hill Road.

Upon roll call, all Supervisors present voted affirmatively on the aforementioned motion.

Royal Oaks Resolution #2009-09/Bill of Sale: Having previously accepted dedication, a motion was made by Mr. Vaughan, second by Ms. Smith, approving a formal Resolution (#2009-09) and Bill of Sale to memorialize the granting of right-of-way and sewage facilities at Royal Oaks Subdivision along Hain Road. Upon roll call, all Supervisors present voted affirmatively.

OLD BUSINESS: Nothing to report.

NEW BUSINESS:

Revisions to Township Manager Ordinance: A motion was made by Mr. Dallas, second by Mr. Vaughan, authorizing the Solicitor to advertise an Ordinance revising the duties of the Township Manager. Upon roll call, all Supervisors present voted affirmatively.

WORKSHOPS/TRAINING REQUESTS:

A motion was made by Mr. Dallas, second by Mr. Vaughan, approving the following workshop/training requests:

J. Groller, T. Daniels – PA DCED Workshop, February 24, 2009, \$45 per person

J. Houck, T. Hettinger – PA Recreation & Park Society Conference, March 7-11, 2009, \$1,655.24 (budgeted item)

J. Schach, R Gould – Berks Co. Building & Code Association, January 26-28, 2009, \$258.00 per person

Upon roll call, all Supervisors present voted affirmatively.

There being no further business, Chairman Kreider adjourned the meeting at 8:25 p.m.

Respectfully submitted,

Sheryl Rowan, Township Secretary